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November 19, 2008

**-VIA HAND DELIVERY -**

Ms. Ann Cole  
Commission Clerk  
Florida Public Service Commission  
2540 Shumard Oak Blvd.  
Tallahassee, FL 32399-0850

RECEIVED-FPSC  
08 NOV 19 PM 4: 11  
COMMISSION  
CLERK

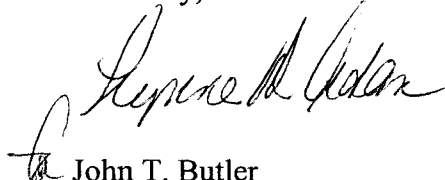
**Re: Docket No. 080001-EI**

Dear Ms. Cole:

Enclosed please find an original and seven (7) copies of Florida Power & Light Company's ("FPL") Notice of Intent to Request Confidential Classification of information contained in a document entitled "2008-2009 Mark to Market Hedging Positions".

If there are any questions regarding this transmittal, please contact me at 561-304-5639.

Sincerely,

  
John T. Butler

Enclosures

cc: Counsel for parties of record (w/encl.)

- COM \_\_\_\_\_
- ECR \_\_\_\_\_
- GCL 1 \_\_\_\_\_
- OPC \_\_\_\_\_
- RCP \_\_\_\_\_
- SSC \_\_\_\_\_
- SGA \_\_\_\_\_
- ADM \_\_\_\_\_
- CLK 1 \_\_\_\_\_

**This docketed notice of intent was filed with Confidential Document No. 10798-08 The document has been placed in confidential storage pending timely receipt of a request for confidentiality.**

DOCUMENT NUMBER-DATE

10797 NOV 19 8

FPSC-COMMISSION CLERK

**BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION**

In re: Fuel and Purchased Power )  
Cost Recovery Clause with Generating )  
Performance Incentive Factor )

Docket No: 080001-EI  
Filed: November 19, 2008

**FLORIDA POWER & LIGHT COMPANY'S  
NOTICE OF INTENT TO REQUEST CONFIDENTIAL CLASSIFICATION**

Pursuant to Section 366.093 of the Florida Statutes and Rule 25-22.006 of the Florida Administrative Code, Florida Power & Light Company ("FPL") files this Notice of Intent to seek Confidential Classification of information contained in a document entitled "2008-2009 Mark to Market Hedging Positions".

The 2008-2009 Mark to Market Hedging Positions contain confidential, proprietary business information of FPL. Accordingly, FPL, pursuant to Rule 25-22.006(3)(a), hereby gives notice of its intent to seek confidential classification of its 2008-2009 Mark to Market Hedging Positions, which are enclosed in the attached envelope labeled "Attachment 1 - CONFIDENTIAL INFORMATION." This information is intended to be and has been treated by FPL as private and confidential and has not been publicly disclosed.

Respectfully submitted this 19<sup>th</sup>, day of November, 2008.

R. Wade Litchfield,  
Vice President and General Counsel  
John T. Butler, Esquire  
Senior Attorney  
Florida Power & Light Company  
700 Universe Boulevard  
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Telephone: (561) 304-5639  
Facsimile: (561) 691-7135

By:

  
John T. Butler

Fla. Bar No. 283479

DOCUMENT NUMBER-DATE

10797 NOV 19 08

FPSC-COMMISSION CLERK

**CERTIFICATE OF SERVICE**

**Docket No. 080001-EI**

I HEREBY CERTIFY that a true and correct copy of the foregoing has been furnished by hand delivery on November 19, 2008 to the following:

Lisa Bennett, Esq. (\*)  
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Florida Public Service Commission  
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Office of Public Counsel  
c/o The Florida Legislature  
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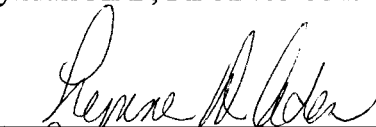
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\_\_\_\_\_  
John T. Butler

STATE OF FLORIDA

COMMISSIONERS:  
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LISA POLAK EDGAR  
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NANCY ARGENZIANO  
NATHAN A. SKOP



OFFICE OF COMMISSION CLERK  
ANN COLE  
COMMISSION CLERK  
(850) 413-6770

# Public Service Commission

## ACKNOWLEDGEMENT

DATE: November 19, 2008

TO: Lynne Adams, John Butler, Florida Power & Light Company

FROM: Ruth Nettles, Office of Commission Clerk

RE: Acknowledgement of Receipt of Confidential Filing

This will acknowledge receipt of a **CONFIDENTIAL DOCUMENT** filed in Docket Number 080001 or, if filed in an undocketed matter, concerning 2008-2009 Mark to Market Hedging Positions, and filed on behalf of Florida Power & Light Company. The document will be maintained in locked storage.

If you have any questions regarding this document, please contact Marguerite Lockard, Deputy Clerk, at (850) 413-6770.

DOCUMENT NUMBER - DATE  
10798 NOV 19 08  
FPSC - COMMISSION CLERK

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